

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.676 OF 2006

IN

WRIT PETITION NO.1168 OF 1999

South Asia Tyres Ltd. & Anr. ..Petitioners

Vs.

The State of Maharashtra
and Ors. ..Respondents

Mr.Atul Thakkar i/b Mulla & Mulla & Craigie Blunt
and Caroe for Petitioners

Mr.R.J.Mane AGP for Respondent-State

**CORAM: DR.S.RADHAKRISHNAN AND
SMT.V.K.TAHILRAMANI, JJ.**

DATE : NOVEMBER 30, 2006

P.C.

1. Heard the learned counsel for the Petitioners and the learned AGP for the Respondent-State. Perused the affidavit in support of Notice of Motion. Petitioners are seeking recall of our order dated 13.11.2006 whereby the above petition was dismissed for default. For the reasons stated in the affidavit in support of Notice of Motion, sufficient cause has been made out. There is no case of inaction, negligence or want of bonafide. Hence, Notice of Motion is made absolute in terms

of prayer clause (a).

2. Place the above Writ Petition for final hearing
on 11.12.2006.

[DR.S.RADHAKRISHNAN, J.]

[SMT.V.K.TAHILRAMANI, J.]